

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE: WORLD TRADE CENTER DISASTER SITE  
LITIGATION

21 MC 100 (AKH)

ALL CASES ON THE ATTACHED EXHIBIT A

**STIPULATION OF  
VOLUNTARY DISMISSAL AGAINST  
SURVIVAR ONLY**

Civil Action No: See Exhibit A

**IT IS HEREBY STIPULATED AND AGREED**, by and between the parties that, pursuant to the Federal Rule of Civil Procedure 41(a)(1)(A)(ii):

1. The Plaintiffs' listed on Exhibit A voluntarily dismiss with prejudice their claims against Defendant Survivar pursuant to the following terms and conditions:
2. The Plaintiffs listed on Exhibit A voluntarily discontinue, with prejudice, their claims against Survivar arising out of or relating in any way to World Trade Center-related rescue, recovery, and/or debris-removal operations and/or clean up at any location on and/or after September 11, 2001.
3. All claims that were asserted or could have been brought against Survivar in relation to Plaintiffs' existing pleadings are dismissed with prejudice.
4. This dismissal is without prejudice solely in relation to a second injury to the extent permitted by New York State law and as may be defined by any court having jurisdiction over any such later-filed complaint.
5. The dismissal is without costs.

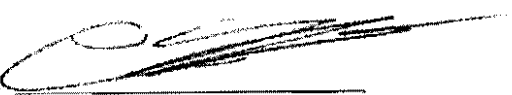
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*Attorney for Survivair*

Dated: October 18, 2011

New York, New York 10118  
(212) 267-3700

*Attorney for Plaintiffs*

Dated: October \_\_\_\_, 2011

SO ORDERED:  
*[Signature]* 12/15/11  
ALVIN K. HELLERSTEIN, U.S.D.J.

**EXHIBIT A**

<b>Plaintiff Name</b>	<b>Case Number</b>
Schor, Robert	05cv01618
Ferraro, Edward	06CV7411